## AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application:

## LISTING OF CLAIMS:

(currently amended): An etching solution having an etch rate of 2 Å/minute or 1. greater for a film having a relative dielectric constant of 8 or higher (a High-k film), and whose ratio of the etch rate for a thermal oxide (THOX) film to the etch rate for a High-k film ([THOX etch rate]/[High-k film etch rate]) is 50 or less,

which contains hydrogen fluoride (HF), an ether compound and optionally water, wherein the ratio of HF: the ether compound: water is 3 mass% or greater: 50 75 to 97 mass% := 105 mass% or less,

wherein the ether compound is at least one member selected from the group consisting of:

compounds represented by General Formula (1),

 $R_1$ -O-(CH<sub>2</sub>CH<sub>2</sub>-O)n-R<sub>2</sub> (1),

wherein n is 1, 2, 3 or 4, R<sub>1</sub> and R<sub>2</sub> may be the same or different and each represents a hydrogen atom, a lower alkyl group or a lower alkyl carbonyl group, with the proviso that R<sub>1</sub> and R<sub>2</sub> are not both hydrogen atoms,

propylene glycol monomethyl ether, propylene glycol monopropyl ether, and propylene glycol monobutyl ether.

AMENDMENT UNDER 37 C.F.R. § 1.114(c) Attorney Docket No.: Q86826

U.S. Application No.: 10/527,202

2. (original): An etching solution according to Claim 1, wherein the High-k film

has a relative dielectric constant of 15 or greater.

3. (original): An etching solution according to Claim 1, wherein the High-k film is

a hafnium oxide film, a zirconium oxide film, or a lanthanum oxide film.

4. (original): An etching solution according to Claim 1, wherein the High-k film

comprises at least one member selected from the group consisting of hafnium silicate (HfSiO<sub>x</sub>),

hafnium aluminate (HfAlO), HfSiON, HfAlON, ZrSiO, ZrAlO, ZrSiON, ZrAlON, alumina

(Al<sub>2</sub>O<sub>3</sub>), HfON, ZrON and Pr<sub>2</sub>O<sub>3</sub>.

5. (original): An etching solution according to Claim 1, wherein the etch rate for the

thermal oxide (THOX) film is 100 Å/minute or less.

Claims 6-11 (canceled).

12. (previously presented): An etching solution according to Claim 1, wherein the

ether compound has a relative dielectric constant of 30 or less.

13. (previously presented): An etching solution according to Claim 1, wherein the

ether compound contains at least one carbonyl group in its molecular structure.

3

AMENDMENT UNDER 37 C.F.R. § 1.114(c) Attorney Docket No.: Q86826

U.S. Application No.: 10/527,202

14. (previously presented): An etching solution according to Claim 1, wherein the ether compound has at least one hydroxy group in its molecular structure.

15. (previously presented): An etching solution according to Claim 1, wherein the ether compound is at least one member selected from the group consisting of, monoglyme and

diglyme.

16. (previously presented): An etching solution according to Claim 1, wherein the

ether compound is at least one member selected from the group consisting of ethylene glycol

methyl ethyl ether, ethylene glycol diethyl ether, diethylene glycol methyl ethyl ether, diethylene

glycol diethyl ether, triethylene glycol dimethyl ether, triethylene glycol diethyl ether, triethylene

glycol ethylmethyl ether, tetraethylene glycol dimethyl ether, tetraethylene glycol diethyl ether,

and polyethylene glycol dimethyl ether.

17. (previously presented): An etching solution according to Claim 1, wherein the

ether compound is at least one member selected from the group consisting of ethylene glycol

monomethyl ether acetate, ethylene glycol monoethyl ether acetate, ethylene glycol monobutyl

ether acetate, diethylene glycol monomethyl ether acetate, diethylene glycol monoethyl ether

acetate, diethylene glycol monobutyl ether acetate, triethylene glycol monomethyl ether acetate

and triethylene glycol monoethyl ether acetate.

4

AMENDMENT UNDER 37 C.F.R. § 1.114(c) Attorney Docket No.: Q86826

U.S. Application No.: 10/527,202

18. (previously presented): An etching solution according to Claim 1, wherein the ether compound is at least one member selected from the group consisting of an ethylene glycol monomethyl ether, ethylene glycol monopropyl ether, polyethylene glycol monomethyl ether, ethylene glycol monoisopropyl ether and ethylene glycol monobutyl ether.

- 19. (canceled).
- 20. (canceled).
- 21. (original): A method for producing an etched article using the etching solution of Claim 1, the method comprising a step of etching an object to be etched having a silicon oxide film and a film having a relative dielectric constant of 8 or greater, and a gate electrode that is formed on the film having a relative dielectric constant of 8 or greater.
  - 22. (canceled).
- 23. (currently amended): A method for-using etching a substrate including a film having a relative dielectric constant of 8 or higher (a High-k film) and a thermal oxide film, which comprises contracting the substrate with an etching solution having an etch rate of 2 Å/minute or greater for a film having a relative dielectric constant of 8 or higher (a High-k film),

AMENDMENT UNDER 37 C.F.R. § 1.114(c)

U.S. Application No.: 10/527,202

Attorney Docket No.: Q86826

and whose ratio of the etch rate for a thermal oxide (THOX) film to the etch rate for a High-k film ([THOX etch rate]/[High-k film etch rate]) is 50 or less,

the etching solution containing hydrogen fluoride (HF), an ether compound and optionally water,

wherein the ratio of HF: the ether compound: water is 3 mass% or greater: 50 75 to 97 mass%: 10 5 mass% or less;

wherein the ether compound is at least one member selected from the group consisting of; compounds represented by General Formula (1)

 $R_1$ -O-(CH<sub>2</sub>CH<sub>2</sub>-O)n-R<sub>2</sub> (1),

wherein n is 1, 2, 3 or 4, R<sub>1</sub> and R<sub>2</sub> may be the same or different and each represents a hydrogen atom, a lower alkyl group or a lower alkyl carbonyl group, with the proviso that R<sub>1</sub> and R<sub>2</sub> are not both hydrogen atoms,

propylene glycol monomethyl ether,

propylene glycol monopropyl ether and

propylene glycol monobutyl ether.